

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

JAN 20 2009

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JOSE CONCEPCION GUITERREZ
GONZALEZ,

Petitioner,

v.

MICHAEL B. MUKASEY, Attorney
General,

Respondent.

No. 07-74369

Agency No. A095-305-156

MEMORANDUM *

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted January 13, 2009**

Before: O'SCANNLAIN, BYBEE, and CALLAHAN, Circuit Judges.

Jose Concepcion Guterrez-Gonzalez, a native and citizen of Mexico,

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

petitions pro se for review of the decision of the Board of Immigration Appeals denying his third motion to reconsider as numerically barred.

Petitioner has waived any challenge to the BIA's order denying his motion to reconsider by failing to raise any arguments related to the BIA's dispositive determination that the motion to reconsider was numerically barred. *See Martinez-Serrano v. INS*, 94 F.3d 1256, 1259-60 (9th Cir. 1996).

PETITION FOR REVIEW DENIED.